09-50026-mg Doc 9935-10 Filed 03/28/11 Entered 03/28/11 14:52:32 Exhibit E (Part 9) Pq 1 of 4

I. C

Maarsen, Yolande

From: Stamp, Vince

Sent: Friday, January 14, 2011 3:51 PM

To: Maarsen, Yolande

Subject: FW: Valleycrest - Draft Responses to Comments and FS Report

From: Shoemaker, James [mailto:James.Shoemaker@daytonohio.gov]

Sent: Friday, January 14, 2011 3:39 PM

To: jbuyers@craworld.com; mikes@demaximis.com

Cc: Scott DuBoff; Simmons, Michele

Subject: RE: Valleycrest - Draft Responses to Comments and FS Report

John and Mike,

Michelle Simmons and I have reviewed the revised FS report and response letter to OEPA that accompanied John's January 12 email. At several points the response letter states (Response to General Comment #6, Response to Specific Comment #38, etc.) that Section 4.1 of the FS report has been revised to refer to "pretreatment and discharge to an on-site infiltration impoundment or infiltration gallery" as contingent disposal options for extracted leachate and groundwater. Please note that such infiltration structures are not acceptable alternatives for management of extracted leachate and groundwater at the Valleycrest site given its very close proximity to Dayton's primary well fields (as an aside, I should also note that the language in question appears in the FS report, Section 4.1.2a, p. 54, as previously-existing discussion rather than revised language). Needless to say, Michelle and I are available to discuss this matter with you, and please call either of us with any questions.

Regards, Jim

Jim Shoemaker, Hydrogeologist Dayton Dept. of Water 320 W. Monument Avenue Dayton, OH 45402

Phone: (937) 333-3727 Fax: (937) 333-2833

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More information about the City of Dayton at:





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CERTIFICATE OF SERVICE

I, Jason A. Nagi, Esq., of Polsinelli Shughart PC, hereby certify that on the 22nd day of February, 2011, I caused to be served a copy of the foregoing document upon the parties listed below in the manner indicated.

VIA FIRST CLASS MAIL AND/OR ELECTRONIC MAIL

Harvey R. Miller, Esquire Stephen Karotkin, Esquire Joseph H. Smolinsky, Esquire Weil, Gotshal & Manges LLP 767 Fifth Avenue New York, New York 10153 harvey.miller@weil.com stephen.karotkin@weil.com joseph.smolinsky@weil.com (Counsel to the Debtors)	Thomas Morrow Motors Liquidation Company 401 South Old Woodward Avenue Suite 370 Birmingham, Michigan 48009
Lawrence S. Buonomo, Esquire General Motors LLC 400 Renaissance Center Detroit, Michigan 48265	John J. Rapisardi, Esquire Cadwalader, Wickersham & Taft LLP One World Financial Center New York, New York 10281 john.rapisardi@cwt.com (Counsel to the US Department of Treasury)
Joseph Samarias, Esquire United States Department of the Treasury 1500 Pennsylvania Avenue, NW, Room 2312 Washington, D.C. 20220	Michael J. Edelman, Esquire Michael L. Schein, Esquire Vedder Price, P.C. 1633 Broadway, 47 th Floor New York, New York 10019 mjedelman@vedderprice.com mschein@vedderprice.com (Counsel to Export Development Canada)
Thomas Moers Mayer, Esquire Robert Schmidt, Esquire Lauren Macksoud, Esquire Jennifer Sharret, Esquire Kramer Levin Naftalis & Frankel LLP 1177 Avenue of the Americas New York, New York 10036 tmayer@kramerlevin.com rschmidt@kramerlevin.com lmacksoud@kramerlevin.com jsharret@kramerlevin.com (Counsel to the Statutory Committee of Unsecured Creditors)	Tracy Hope Davis, Esquire Office of the United States Trustee for the Southern District of New York 33 Whitehall Street, 21st Floor New York, New York 100044

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Claims)	

/s/ Jason A. Nagi Jason A. Nagi, Esquire